

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 95-08966

Priority: June 27, 1997

Maximum Diversion Rate: 0.01 CFS
Maximum Diversion Volume: 0.2 AF

It is hereby certified that BRIAN T FARLEY

PO BOX 1836

HAYDEN LAKE ID 838351836

has complied with the terms and conditions

of the permit, issued pursuant to Application for Permit dated June 27, 1997; and has submitted Proof of Beneficial Use on September 23, 1999. An examination indicates that the works have a diversion capacity of 0.01 cfs of water from:

SOURCE

UNNAMED STREAM

tributary to CHILCO LAKE

and a water right has been established as follows:

BENEFICIAL USE
STOCKWATER

PERIOD OF USE
01/01 to 12/31

DIVERSION RATE
0.01 CFS

**ANNUAL
DIVERSION VOLUME**
0.2 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM SE1/4SW1/4

Sec. 9, Twp 52N, Rge 03W, B.M. KOOTENAI County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE					
52N 03W 9													X				

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 2ND day of JANUARY, 2001

Acting for

KARL J. DREHER, Director

MICROFILMED

JAN 18 2001

RECEIVED

SEP 23 1999

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. 6046604
Receipt By: ML
Date Received: 9-24-99

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 95-08966 Telephone No. 208 772 1822
2. Name(s) of Permit Holder(s): BRIAN T FARLEY
3. Mailing Address: P.O.B 1836 HAYDEN, ID 83835
4. Source of Water: UNNAMED STREAM If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____
 - a. Well Driller: _____ Drilling Permit Number: _____ - _____ - _____
 - b. OPTIONAL:
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): 12 HORSES FOR CATTLE
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: .02 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes _____ or No <u>X</u>
	Has the measuring device been installed?	Yes _____ or No _____
Flow Measurement Port:	Is a flow measurement port required?	Yes _____ or No <u>X</u>
	Has the measurement port been installed?	Yes _____ or No _____
8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: BRIAN T. FARLEY Telephone Number: 208 772 1822
Address: P.O.B 1836 HAYDEN ID 83835
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Brian T. Farley Date: 9-15-99
(include your title, if on behalf of company or organization)

MICROFILMED

JAN 31 2000

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-08966

Proposed Priority: June 27, 1997

Maximum Diversion Rate:

0.02 CFS

This is to certify, that **BRIAN T FARLEY**

PO BOX 1836

HAYDEN LAKE ID 83835-1836

has applied for a permit to appropriate water from:

UNNAMED STREAM

tributary of **CHILCO LAKE**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
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STOCKWATER	01/01 to 12/31	0.02 CFS
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LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 9, Township 52N, Range 03W
KOOTENAI County

PLACE OF USE: STOCKWATER

TWN RGE SEC

52N 03W 9

SESW

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1999**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Stockwater use is for 12 horses and cattle.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

17th day of September, 1997.

Karl J. Dreher
for Karl J. Dreher, Director

MICROFILMED

FEB 13 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 95-8966

RECEIVED
SEP 05 1997

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of applicant Brian T. Farley Phone 208-772-0841
- Post office address P.O. Box 1836 Hayden Lake, ID 83835
2. Source of water supply unnamed ^{stream} creek (Chilco Cr. which is a tributary of Chilco Lake)
3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot 9 Township 52N Range 3W B.M. Kootenai County; additional points of diversion if any: See attached legal, Parcel V
4. Water will be used for the following purposes:
- Amount .02 for Stock water purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.02 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
- a. Description of ditches, flumes, pumps, headgates, etc. Place pipe in creek to pipe into water trough.
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 85°F being sought? No
- e. If well is already drilled, when? _____; Drilling firm MICROFILMED
- Well was drilled for (well owner) FEB 13 1988
7. Time required for the completion of the works and application of the water to be proposed beneficial use is 2 years (minimum 1 year).

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. Horses & cattle, less than 12 head
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
52N.	3W	9												S					

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? APPLICANT
- b. Who owns the land to be irrigated or place of use? _____
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

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FEB 13 1962

[illegible]

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

application for permit to appropriate the public waters of
 7 July
 (Applicant)

FEB 19 1962

Received by db Date 8/27/97 Time 11:50 Preliminary check by AB
Fee \$ 150 Received by db # 2011390 Date 6/27/97
Publication prepared by db Date 7/30/97 Published in IDA Press 8/7-14/97
Publication approved db Date 8/19/97

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

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FEB 13 1998

EXHIBIT "A"

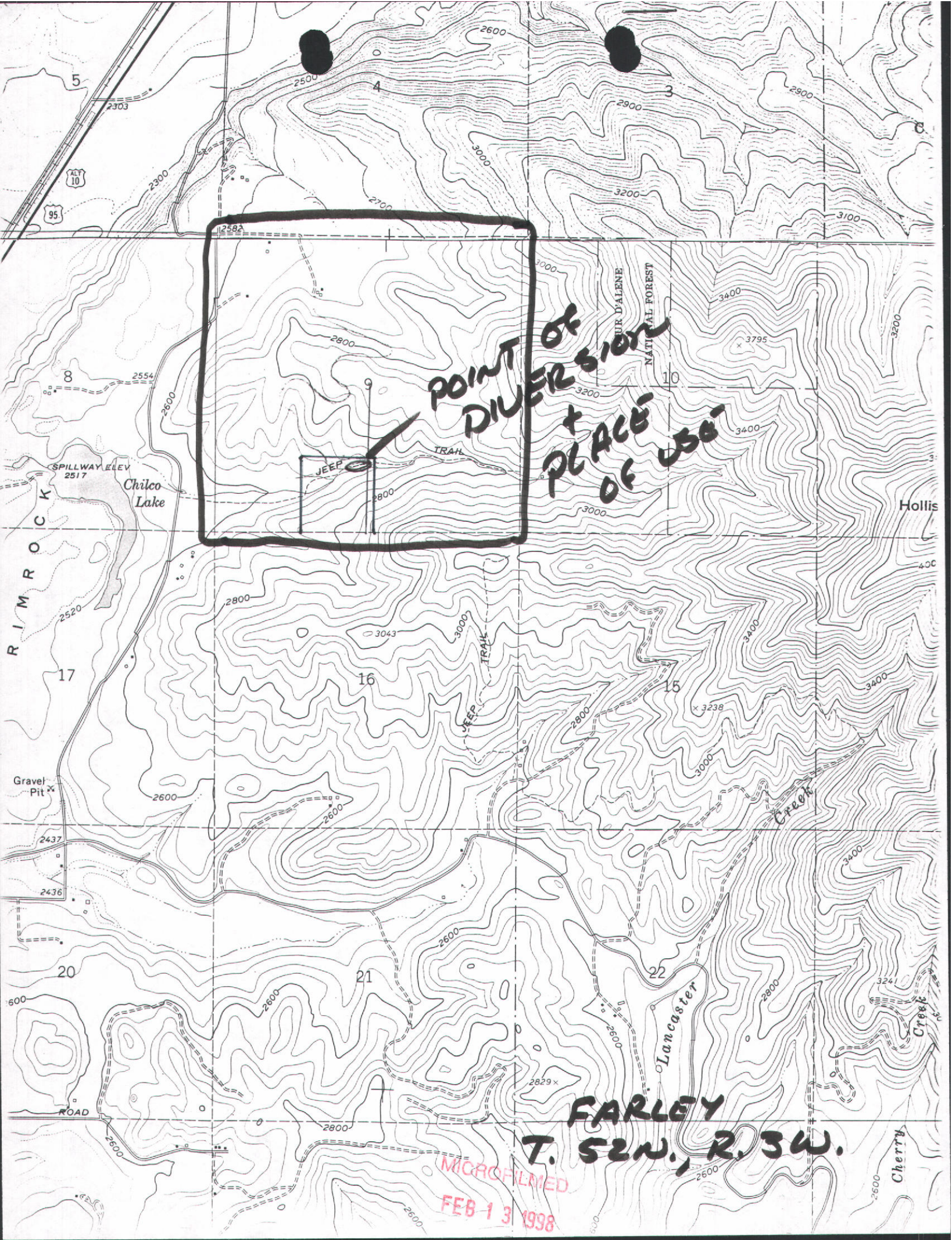
Parcel V

That portion of the Southwest quarter of Section 9, Township 52 North, Range 3 W.B.M., Kootenai County, State of Idaho, described as follows:

Beginning at the South quarter corner of said Section 9; thence North 89°05'18" West, along the South line of said Section 386.24 feet; thence North 00°19'00" West, 1222.05 feet; thence South 89°05'18" East, 389.00 feet to the East line of said Southwest quarter; thence South 00°11'14" East, along said East line 1222.00 feet to the Point of Beginning.

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FEB 13 1979



POINT OF
DIVERSION
+ PLACE
OF USE

FARLEY
T. 52N., R. 34W.

MICROFILMED
FEB 13 1998

MEMORANDUM

TO: File 95-08966

FROM: KAY WALKER *KW*

RE: License Recommendations

Date: December 20, 2000

.....

Volume amount recommended is too much for 12 head of stock.
 $V = 12 \times 0.0134 = 0.16$ which is rounded up to 0.2 af

MICROFILMED
JAN 18 2001

OCT 18 2009

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 95-08966

1. Owner: Brian T. Parker Phone No. (208) 772-0844

Current Address: PO Box 1836 Garden Lake Id. 83835-1836

2. Accompanied by: Brian Farley EXAM DATE: 9-21-00

Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: unnamed stream tributary to Chilco Lake

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

[illegible]

2. Place(s) of Use:

Indicate Method of Determination

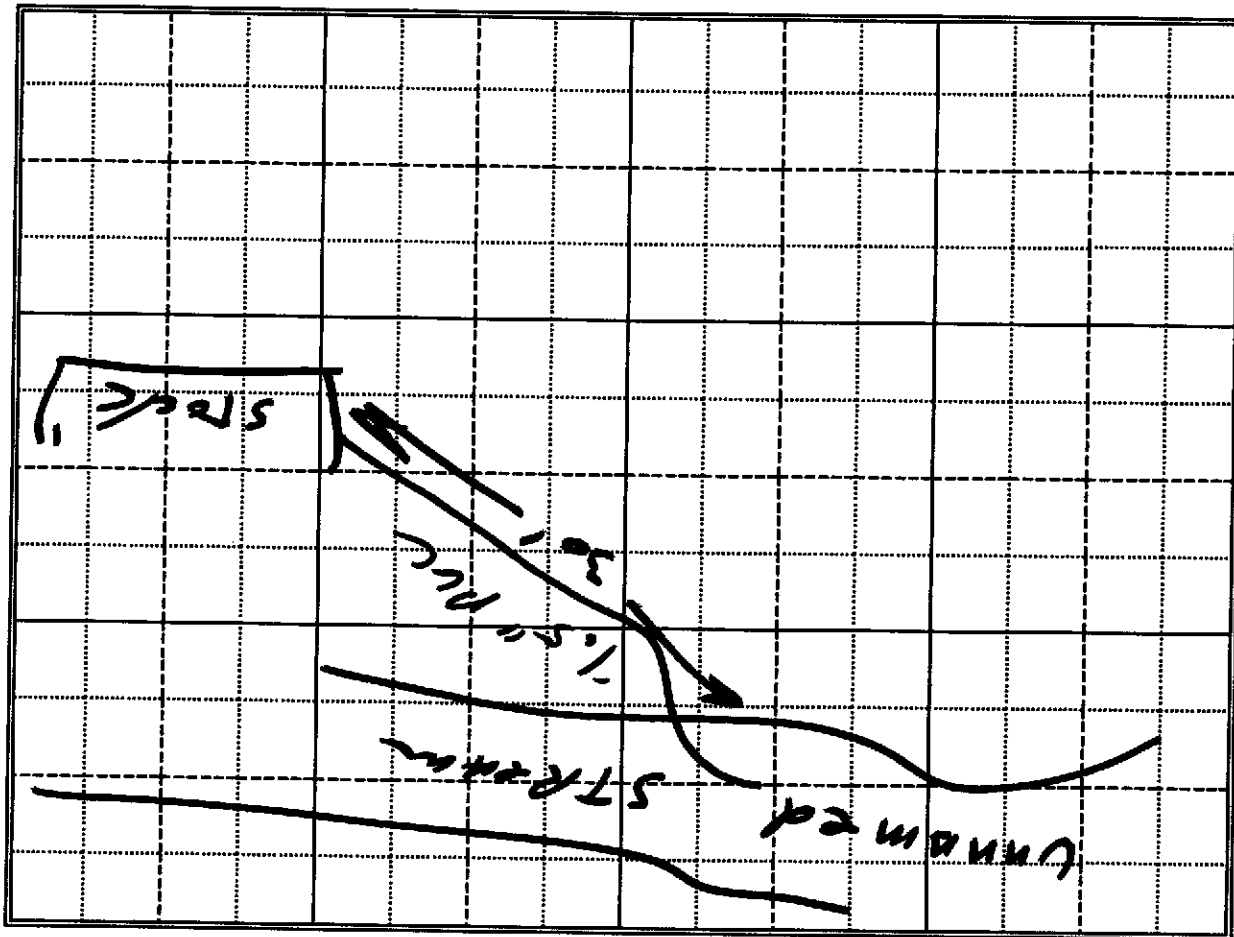
2. Place(s) of Use.

Indicate Number of Sections

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
52N	03W	09												5					

JAN 18 2001

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well size/ditch size/pipe l.d. as applicable.



Scale: 1" = _____
 _____ Copy of USGS Quadrangle Attached Showing location(s) of _____
 _____ point(s) of diversion and place(s) of use (required).
 _____ Aerial Photo Attached (required for irrigation of 10+ acres)
 _____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

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JAN 18 2001

E. NARRATIVE/REMARKS/COMMENTS

Not in use at time of exam.
Stock were in other pastures

Measurement taken at pipe not tank

Have conditions of permit approval been met? ☒ yes ☐ no

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JAN 18 2001

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached
 5 gal bucket 5 gal in 60 sec
 $5 \times 133681 = 668405$
 $10 = 60$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

$$V = \text{Smaller of } V_{LR} \text{ and } V_{DR} =$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Shubert

Period of Use
 From 01-01
 To 12-31

Rate of Diversion
 Q (cfs)
 101

Annual Volume
 V (ata)
 2

2. Recommended Amendments

☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

☐ Add P.D. as reflected above
☐ Add P.U. as reflected above
☐ None
☐ Other

I. AUTHENTICATION

Field Examiner's Name

Wagner

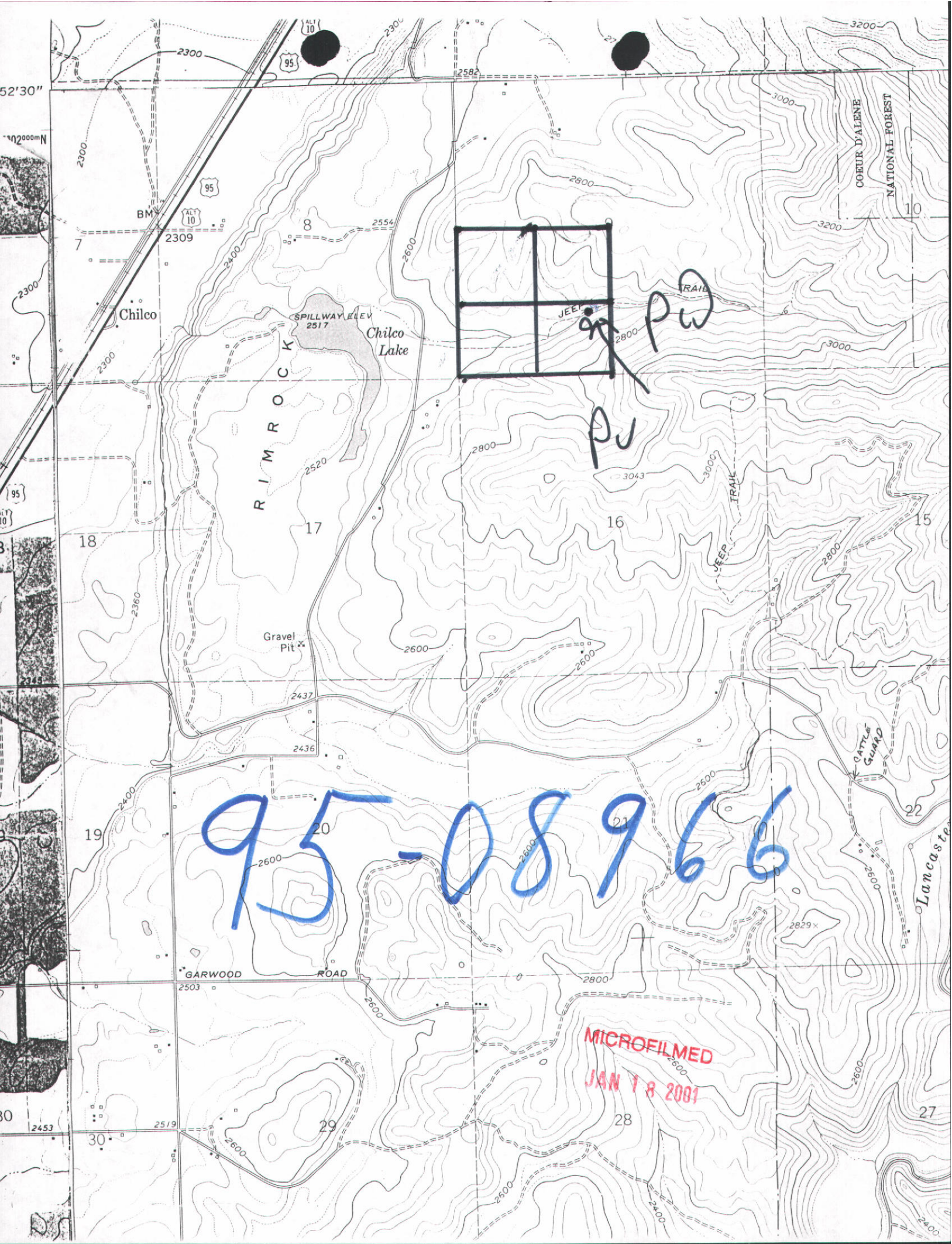
Date

10-11-00

Reviewer

Date

MICROFILMED
 JAN 18 2001



95-08966

MICROFILMED
JAN 18 2001



PA



PU

95-08966

MICROFILMED

JAN 18 2001

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 95-08966 Reviewed by VJ Date 1-13-00

GENERAL CONSIDERATIONS

Y Name same as permit?
Y Address same as permit?
Y Proof timely received?
If not, complete calculation below.

TYPES OF USE

scr
Correct Uses? Y

SOURCE OF WATER

✓ Surface water source
Ground water source
Drilling permit required?
Copy in the file? Drilling Permit No. _____
Amount paid for permit _____ Correct?
Well log in the file?

LICENSE EXAMINATION FEE

Y Required?
50 Amount Submitted
Y Correct?

MEASURING DEVICE

/ Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

Date proof received _____
Date proof due _____ - _____
No. of days late _____ = _____
Priority Date _____ + _____
New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

none - ack proof

DATA ENTRY

New Address _____ Proof Made 9-23-99

APPLICATION FOR PERMIT STATE OFFICE REVIEW

by *Cindy Lou*

No.: 95-8966 Name: Farley Date: 9/16/97 Ad OK? ✓ Gvmt Lts: ✓

AREA OF CONCERN: - No/Yes: _____ Mor / _____ GWMA / Trust / Non-trust
PROTESTED: - 020 (Protest Agreement) or *W19 (Order)
SYSTEM COMPLETED:
 1 year/no proof - P16
 >1 year - 26A P17
GROUNDWATER: (✓ FLO-CH)
 WMD (✓ MAP)
 >0.24 cfs/5 acres - _____ or No MD (in-stream stock or power)
 ≤ 0.24 cfs/5 acres - No MD
 WMD >0.24 cfs - 01M (report when notified)
 >5 a. - 01M; 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)
 ≤ 0.24 cfs/5 acres - No MD
DRILLING PERMIT:
 Existing well - NA (pre 7/1/87; ✓ WDQ3)
 Included w/permit - Permit No. _____ - _____ - _____ - _____, P99
 No drilling permit? - 046-46B-P23 (post 7/1/87)
 irr. in WD - P05 (new well location)
SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):
 IN MIN. STR. FLOW (✓ MAP) - 31A (modify remark *WB9)
 WD (✓ MAP & LISTING) - R04 (WD # _____)-01J-P08 (MD)
 Pumped >0.20 cfs - 01H-P01 (LD & MD) or No MD (in-stream stock)
 WMD (✓ MAP)
 > 0.24 cfs/5 acres - 067 or No MD (in-stream stock or power)
 ≤ 0.24 cfs/5 acres - No MD
SPRINGS/SINK, INACTIVE WD & REST OF STATE
 > 0.24 cfs/5 acres - 01M or No MD (in-stream stock or power)
 ≤ 0.24 cfs/5 acres - No MD
RIVER BASINS: (*Surface water):
 Snake R (01) - *W22 P04, NA
 (02/03-irr) - 007-P07 (w/ remark *WB9 if above Weiser), NA
 Payette R(65) - *W22 (regulated uses), 047-P04 (Payette Lake), NA
USE:
 Domestic surface - *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA
 >1 in rest. area - 070-071- P53
 Fish Propagation - 029-007-042(req)-081-R07 (WQ)-P10; 044 (N of 1000 Springs)
 Irr ≤ 5 acres - R49/R50/R51/R52 (0.03 cfs/acre +AF)
 > 5 acres - R29/R30/R31/R32 (0.02 cfs/acre +AF)
 Mining - 054(req)-081-R07-P10
 Muni (in restricted areas) - 022, 075, 004 (+memo?)
 Power - 17H/17K(+uses)-08A-025-01N(P19)-028-081-R07(P10); 027 (if no other cons. use);
 17G (FERC) or 17M (FERG); 18B-P09; >25 cfs-P18
 Stock (BLM/USFS) - R37
 Storage (✓ 3 compo.) - 080; 18A (in- & out-flow MD within district), 18B-P09 (>10' dam),
LOCATION:
 42-248 area - P84 (in 20/30/40/50/60/70/80 (87) basin)
 Basins 71-79 - 029 (fish screens)
 Boise Front LoGeo - 058 (<85° GW temp only)
 In-stream dev. - P52 (stream channel alteration)
 Irr Dist/Canal Co. - 023 (Twin Falls area)
 SWAN FALLS FLAG (See Code Chart) - _____
 Trust - 051-052-053-P74 (Consumptive Uses), NA
 Non-Trust (1) - 048-049 (Consumptive Uses), NA
OWNERSHIP: - 004 (PD/PU) _____
OTHER CONDITIONS: - _____
STANDARD REMARKS: - 0202/12 H/C
BENEFICIAL USE DUE: - 10/1/ 1999
COMMENTS: - _____

No. a
4/87-06/92n

I D DEPARTMENT OF WATER RESOURCE
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

SEP 05 1997

WRI
WRA
PC

DEPARTMENT OF WATER RESOURCES

APPLICATION # 95-8966

***** INITIAL REVIEW *****

APPLICANT: EARLEN BY: AB DATE: 6/27/97

ITEM REQUIRED INFORMATION

1. () Name and Address
2. () Source
3. () Point of Diversion & County
4. () Quantity
() Nature of Proposed Use
() Period of Use
5. () Total Quantity
6. () Description of diverting works
7. () Time required for b/u
8. () Proposed use
9. () Place of use or acres irrigated
10. () Other Water Rights
11. () Ownership
13. () Map
() Signature
() Fee (Amt, recpt, acknowlegment)

*** Send info sheet Y () N ()

PROCESSING

Yes No PRIORITY DATE: 6/27/97

X (Include Moratorium Remark)

X Statewide Avertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: KOOTENAI County.

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
() Power Information () Other: N/A

INFORMATION RECEIVED:

- () Dam Information () Fish Information
() Power Information () Other: N/A

ADDITIONAL INFORMATION

Yes No

- X Field check: by _____
X Field report attached
X Analysis Supp. attached(>5cfs/500af)
X Water delivered by water master?
Water District # _____

***** GROUNDWATER SECTION *****

(Yes) (No)

- X Groundwater management area
X Critical ground water area
X Well Drilling Permit required
X Well Drilling Application and Fees received
X Well Drilling Application approved?
Well Drilling Application Number _____

Checked by: _____ Date: ____/____/____

Remarks: _____

***** FINAL REGIONAL PROCESSING/REVIEW *****

(Yes) (No)

- ____ Notice of pending void order issued. Final order response date: ____/____/____
____ Further information required from applicant
8/19/97 Affidavit of publication received
8/19/97 Application published correctly, If not, record action taken: _____
7/20/97 Publication dates and paper recorded on application | Sr. Agent initial AB
____ Protests received. Final protest date: 8/25/97
____ Measuring device required
____ Measuring port required
____ Special conditions: _____
____ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AB PMA Date: 9/2/97